



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

ELP

Docket No. 7884-99

13 July 2000

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, United States Code, Section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 12 July 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you first enlisted in the Navy Reserve on 19 September 1994 for eight years. You were ordered to active duty on 28 September 1994 and received an uncharacterized entry level separation by reason of a personality disorder on 24 October 1994.

The Board was unable to obtain the record for your second period of service. However, based on the DD Form 214 and recruit mental health evaluation you provided, the Board found that you enlisted in the Navy on 2 February 1999 at age 27. You were referred to the recruit evaluation unit on 10 February 1999 because you had difficulty adjusting to military life. You reported an intense desire to explode and hit one of your drill instructors. Since arriving at recruit training you reported feelings of depression; hopelessness, isolation and anxiety; uncontrollable crying; thoughts of hurting or killing yourself; and problems with sleeping, eating, anger, and concentration. You also reported that you had received an entry level separation approximately five years earlier for a personality disorder. You were

for a entry level separation due to a disqualifying psychiatric condition. On 22 February 1999 you received an uncharacterized entry level separation by reason of erroneous enlistment and were assigned an RE-4 reenlistment code.

Regulations authorize the assignment of an RE-4 reenlistment code to individuals discharged by reason of personality disorder. The Board noted your contentions to the effect that your chief told you that he wanted you out of "his Navy" after you brought him a two-day light duty chit with instructions for an exchange of boots due to blisters your feet. You claim that what is written in the recruit mental health evaluation is inaccurate, and you believe that you were allowed to enlist merely to boost recruiting numbers without being allowed to finish training. Your contentions are neither supported by the evidence of record nor by any evidence submitted in support of your application. You have provided no probative medical evidence that the diagnoses of personality disorder made by competent medical authority during two separate enlistments were erroneous or invalid. The Board concluded that your reenlistment code was proper and no change is warranted since you were separated twice for the same reason. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director